

106th TN General Assembly

First Regular Session



Thursday, March 19, 2009

Senate – 15th Legislative Day House – 14th Legislative Day

SENATE

BILLS / RESOLUTIONS

Received from House, held on Senate desk – HB's 990, 1038, 1830.

- SR 0044 by *Stanley**
Memorials, Professional Achievement - Janice Hamil, Rob Edgerton Ambassador of the Year -
- SR 0045 by *Faulk**
Memorials, Personal Occasion - Frank and Juanita Catron, 75th anniversary -
- SR 0046 by *Gresham**
Memorials, Recognition - Sergeant Walter K. Singleton, Medal of Honor recipient -
- SJR 0167 by *Barnes**
Memorials, Sports - Harpeth High School Lady Indians, District 11-AA champions -
- SJR 0168 by *Barnes**
Memorials, Sports - Sycamore High School boys basketball -
- SJR 0169 by *Ramsey, Crowe**
Memorials, Recognition - Jessica Nixon, Miss Johnson City -
- SJR 0170 by *Ketron, Tracy**
Memorials, Recognition - Donald and Alicia Blankenship, Young Farmer Achievement Award -
- SJR 0171 by *Ketron**
Memorials, Recognition - Dan and Cara June Strasser, National Young Farmer Excellence in Agriculture Award -
- SJR 0172 by *Harper, Haynes, Henry**
Memorials, Sports - Cameron High School men's basketball 55th anniversary -
- SJR 0173 by *Yager**
Memorials, Recognition - Robert Hiram Green -
- SJR 0174 by *Yager**
Memorials, Public Service - Sterling Haskel Ayers, South Campbell Rotary Club Citizen of the Year -
- SJR 0175 by *Haynes**
Naming and Designating - "Braille Readers are Leaders Day," March 26, 2009 -
- SJR 0176 by *Overbey**
Memorials, Recognition - Sevier County Bank, 100th anniversary -
- SJR 0177 by *Norris**
General Assembly, Joint Conventions - Expands the scope of the March 23, 2009, joint convention, to be held pursuant to SJR 166, to include the election of a new member of the state election commission in order to fill the unexpired term recently vacated by the resignation of Mark Goins. -

(Senate Resolutions cont.)

***SJR 0178 by *Finney L**

General Assembly, Studies - Creates special joint committee to study Tennessee's certificate of need law. -

***SJR 0179 by *Finney L**

General Assembly, Studies - Creates special joint committee to study and recommend revisions to Tennessee Military Code. -

THIRD CONSIDERATION

Consent Calendar:

SJR's 47, 138, 141, 142, 143, 144, 145, 146, 147, 148, 149, 151, 154 – ADOPTED 32-0.

SR's 36, 37 – ADOPTED 32-0.

HJR's 49, 187, 188, 189, 190 – CONCURRED 32-0.

Consent Calendar: #2

SB's 1221, 2048, 2050 – PASSED 32-0.

HJR's 170, 171, 174 – CONCURRED 32-0.

SJR 107 – ADOPTED 32-0.

Local Bill:

SB 2034 – PASSED 32-0.

Regular Calendar:

SJR 127 – PASSED 2nd Reading.

SB 309 – RE-SET to 3/26/09.

SB 323 – Amd. #1 ad. – PASSED AS AMENDED 25-4.

SB 614 – Amd. #1 ad. – PASSED AS AMENDED 31-0.

SB 755 – RE-SET to 3/26/009.

SB 874 – Amd. #1 ad. – PASSED AS AMENDED 22-5-2.

SB 2049 – RE-SET to 3/26/09.

SB 2216 – PASSED 21-4-2.

SB 2221 – PASSED 22-5-2.

HJR 163 – Amd. #1 ad. – CONCURRED AS AMENDED 31-0.

SB 540 – PASSED 31-0.

SB 217 – Amd. #4 ad. – PASSED AS AMENDED 31-0.

SB 421 – PASSED 30-1-1.

SB 431 – RE-REF to Calendar.

SB 998 – s/c HB 990 – RE-SET to 3/23/09.

SJR 92 – ADOPTED 31-0.

OTHER ACTION

SJR 169, SB 1147 – WITHDRAWN.

SJR 52 – s/r ADOPTED 32-0.

SJR 175 – s/r ADOPTED v.v.

SJR 177 – s/r ADOPTED v.v.

SB 123 – Re-referred to FW&M.

COMMITTEE CALENDARS FOR TUESDAY, MARCH 24, 2009

COMMERCE, LABOR & AGRICULTURE – SHR #12 – 1:30 p.m. –

SB's 1954, 1176, 650, 1456, 247, 1971, 1204, 1713, 727, 1931, 1627, 41, 59, 469.

EDUCATION – SHR #12 – 3:30 p.m. –

SB's 1703, 798, 1740, 48, 37, 1884, 771, 1541, 1464, 311.

(Senate Committee Calendars cont.)

ENVIRONMENT, CONSERVATION & TOURISM – SHR #12 – 11:30 a.m. –

SB's 185, 881, 1128, 2038, 280, 6, 1312, 1335.

STATE & LOCAL GOVERNMENT – SHR #12 – 8:30 a.m. –

Consent: SR 35, HJR 177, SJR's 153, 158, 159, SB's 912, 919.

Regular: SB's 1979, 832, 445, 811, 2064, 1564, 1288, 550, 551, 1999, 2037, 2039, 748, 2191, 164, 1917, 2093, 2149, 322, 695, 1209, 1939, 1947, 1443, 1467, 1184, 2233, 124, 168, 169, 872, 1955, 166, 120.

TRANSPORTATION – SHR #12 – 10:30 a.m. –

Consent: SB's 1499, 1556, 2155, 1760, 2344.

Regular: SB's 405, 1758, 1759, 1761, 536, 1967, 1088, 1968, 712, 1, 619, 387.

COMMITTEE CALENDARS FOR WEDNESDAY, MARCH 25, 2009

FINANCE, WAYS & MEANS – SHR #12 – 1:00 p.m. –

Consent: SB's 8, 22, 282, 1212, 1292, 1293, 1371, 1383, 1697, 1711, 2070.

Regular: SB's 150, 303, 440, 861, 873, 944, 1089, 1158, 1277, 2040, 2041, 2043, 2044, 2045, 2211, 2235, SJR 11.

Budget Presentation: Dave Goetz, Commissioner of F&A.

GENERAL WELFARE, HEALTH & HUMAN RESOURCES – SHR #12 – 11:00 a.m. –

SB's 488, 1522, 1552, 2264, 2298, 9, 851, 2265, 809, 441, 772, 939.

GOVERNMENT OPERATIONS – SHR #12 – 9:30 a.m. –

SB's 366, 1036, 994, 1002, 1054, 1022, 361, 326, 329, 340, 364, 1025, 1048.

JUDICIARY – SHR #12 – 3:00 p.m. –

SB's 2340, 475, SJR 77, SB's 1168, 672, 673, 2115, 1907, 1516, 1517, 1520, 493, 294, 295, 1395, 1587, 1497, 413, 2271, 2259, 113, 866, 867, 868, 854, 1892, 192, 429, 66, 773, 449, 444, 810.

MESSAGE FROM THE GOVERNOR

SJR's 115, 117, 118, 133 – SIGNED 3/17/09.

SJR's 150, 166 – SIGNED 3/18/09.

SENATE CONVENES AT 5:00 P.M., MONDAY, MARCH 23, 2009

HOUSE

BILLS / RESOLUTIONS

Received from Senate, held on House desk – SB's 201, 342, 359, 378, 626, 1037, 1538, 1544, 1547, 1588, 2061, 2066, 2107.

- HR 0042 by *Towns**
Memorials, Recognition - Eddie Griffin -
- HR 0043 by *Turner M**
Memorials, Recognition - Verner Dean -
- HR 0044 by *Yokley**
Memorials, Sports - South Greene High School girls basketball team -
- HJR 0215 by *Cobb T, Tidwell**
Memorials, Congratulations - Rachel Ethridge, 2009 Mule Day Queen, and the 2009 Mule Day Court -
- HJR 0216 by *Halford**
Memorials, Personal Achievement - Immanuel Chioco, West Tennessee Oratorical contest winner -
- HJR 0217 by *Halford**
Memorials, Sports - Hunter Hudson, Elks National "Hoop Shoot" State Champion -
- HJR 0218 by *Harrison**
Memorials, Personal Occasion - Billy and Leona Lawson, 50th anniversary -
- HJR 0219 by *Harrison**
Memorials, Personal Occasion - Lucille Berry Skelton, 90th birthday -
- HJR 0220 by *Johnson C, Pitts**
Memorials, Death - Lake Kelly -
- HJR 0221 by *McDonald, Maggart**
Memorials, Professional Achievement - Stephen Williams, 2009 EMT of the Year -
- HJR 0222 by *Mumpower**
General Assembly, Joint Conventions - Expands the scope of the March 23, 2009, joint convention, to be held pursuant to SJR 166, to include the election of a new member of the state election commission in order to fill the unexpired term recently vacated by the resignation of Mark Goins.
- HJR 0223 by *Cobb J**
Naming and Designating - "Mitochondrial Disease Awareness Week," September 20-26, 2009 -

SECOND CONSIDERATION

3/18/09

CONSERVATION & ENVIRONMENT – HB 2300.

CONSUMER & EMPLOYEE AFFAIRS – HB 574.

EDUCATION – HB 324.

HEALTH & HUMAN RESOURCES – HB 151.

THIRD CONSIDERATION

Consent Calendar:

HR's 37, 38, 39, 40 – ADOPTED 93-0-1.

HJR's 205, 206, 207, 208, 209, 211, 212, 214 – ADOPTED 93-0-1.

SJR's 123, 134, 135, 136, 137 – CONCURRED 93-0-1.

Regular Calendar:

HR 14 – ADOPTED 93-0-1.

HR 15 – ADOPTED 93-0-1.

HR 16 – ADOPTED 93-0-1.

HR 17 – ADOPTED 93-0-1.

HR 19 – ADOPTED 93-0-1.

HB 46 – PASSED 88-2-2.

(Third Considerations cont.)

HB 70 – Amd. #1 ad. – PASSED AS AMENDED 89-1.

HB 390 – PASSED 82-10.

HB 1168 – s/c SB 1712 – PASSED 93-1.

HB 82 – RE-SET to 3/23/09.

HB 533 – RE-SET to 3/26/09.

OTHER ACTION

SJR 177 – s/r CONCURRED 94-0.

HB 890 – Recalled from Professional Occupations s/c – HELD ON DESK.

HB 716 – Re-referred to Budget s/c – placed on 3/25 calendar.

COMMITTEE REPORTS

CALENDAR & RULES – HHR #16 – 8:00 a.m. –

Reg. Cal. 3/23 – HB's 1, 643, 306, 307, 1177, HR 18, HB's 1452, 956, 978, 2043, 971, 962.

Con. Cal. 3/23 – HB 274, HJR 120, HB's 291, 1109, 2375, 1624, 1008, 1009, 1024, 1033, 1049, 1084, 1088, 1101.

Action def. – HB's 305, 1041, 1045.

COMMITTEE CALENDARS FOR TUESDAY, MARCH 24, 2009

AGRICULTURE – HHR #29 – 9:15 a.m. –

HB's 1512, 2137.

CALENDAR & RULES – HHR #16 – 8:00 a.m. –

HB 959, HJR 51, HB's 921, 66, 69, 218, 347, 319, 1877, 54, HJR's 60, 115, HB's 1451, 985, 462, 1665, 1094, 1007, 998, 1011, 1096, 1056, 1012, 1060, 1063.

COMMERCE – HHR #16 – 9:15 a.m. –

HB's 380, 1420, 2025, HJR 121.

CONSERVATION & ENVIRONMENT – HHR #29 – 10:30 a.m. –

HB's 1245, 1912, 1981, 569, 2309.

FINANCE, WAYS & MEANS – HHR #16 – 1:30 p.m. –

HB's 75, 231, 340, 440, 470, 509, 1463.

HEALTH & HUMAN RESOURCES – HHR #16 – 10:30 a.m. –

HB's 93, 220, 465, 1550, 1551, 1611, 1757, 1828, 2215, SJR 85.

STATE & LOCAL GOVERNMENT – HHR #16 – 12:00 noon –

HB's 443, 563, 1357, 1653, 249, 356, 603, 726, 875, 876, 889, 957, 1117, 1573, 1720, 1745, 1845, 1978, 1979, 1989, 1990, 2042, 2242.

TRANSPORTATION – HHR #16 – 3:00 p.m. –

HB 2179, HJR 78, HB's 1116, 2140, 18, 731, 1657, 1660, 366, 1581, 384, 372, 1929.

COMMITTEE CALENDARS FOR WEDNESDAY, MARCH 25, 2009

EDUCATION – HHR #16 – 11:00 a.m. –

HB's 102, 782, 849, 248, 374, 975, HJR 33.

GOVERNMENT OPERATIONS – HHR #29 – 10:00 a.m. –

HB's 62, 992, 994, 1004, 1029, 1034, 1044, 1079, 1080, 1095, 1103.

JUDICIARY – HHR #31 – 8:30 a.m. –

HB's 960, 620, 621, 623, 626, 414, 748, 645, 730, 1120, 355, 1277, 814, 250, 360, 735, 918.

SUBCOMMITTEE CALENDARS FOR TUESDAY, MARCH 24, 2009

CIVIL PRACTICE & PROCEDURE – HHR #31 – 12:00 noon –

HB's 2254, 800, 1771, 1772, 1832, 1637, 409, 1554, 325, 326, 1448, 1762, 711, 1394, 2370, 56, 527, 1848, 1450, 2243, 1736, 2306.

CONSUMER AFFAIRS – HHR #30 – 8:30 a.m. –

HB's 764, 2218.

ELECTIONS – HHR #16 – Immediately following State & Local Government –

HB's 31, 1857, 105, 779, 1719, 845, 295, 614, 1770, 519, 1838.

EMPLOYEE AFFAIRS – HHR #29 – 1:30 p.m. –

HJR 50, HB's 2092, 1916, 776, HJR 27, HB's 397, 1760, 1571.

ENVIRONMENT – HHR #29 – Immediately following Conservation & Environment –

HB's 1204, 977, 2294, 661, HR 36, HB's 941, 2300.

FAMILY JUSTICE – HHR #30 – 9:15 a.m. –

HB's 677, 329, 542, 1207, 1439, 2159.

HIGHER EDUCATION – HHR #29 – 8:30 a.m. –

HB's 312, 313, 1294, 1152, 44, 6, 58, 43, 2342, 474, 880, 881, 2031, 1870, 1869, 164, 1861, 1862, 1488, 1143, 1644, 2149, 1686, , 1668, 839, 835, 1163, 511, 1296, 86, 870, 2008, 1544, 2130, 227, 2066, 2122, 712, 892.

PROFESSIONAL OCCUPATIONS – HHR #31 – 8:30 a.m. –

HB's 106, 394, 635, 1114, 1353, 1465, 2303.

PUBLIC HEALTH & FAMILY ASSISTANCE – HHR #30 – 4:00 p.m. –

HB's 2270, 50, 445, 2041, 1603, 151, HJR 61, HB 2106.

PUBLIC SAFETY – HHR #16 – Immediately following Transportation –

HB's 1511, 205, 1470, 706, 36, 1853, 685, 683, 1164, 253, 1605, 1265, 2052.

RURAL ROADS – HHR #31 – 1:30 p.m. –

HB's 1165, 1382, HJR 116, HB's 1480, 1416, 1417, 437, 100.

SMALL BUSINESS – HHR #30 – 1:30 p.m. –

HB's 1375, 1846, 2199, 2085, 644.

UTILITIES & BANKING – HHR #30 – 10:30 a.m. –

HB's 1698, 1349, 738, 1743, 57, HJR 146.

WILDLIFE – HHR #30 – 2:15 p.m. –

HB's 361, 725, 958, HJR 149, HB 1424.

SUBCOMMITTEE CALENDARS FOR WEDNESDAY, MARCH 25, 2009

BUDGET – HHR #29 – 11:00 a.m. –

HB's 1211, 85, 111, 294, 343, 336, 1287, 273, 348, 351, 529, 1494, 1820, 1272, 1535, 2110, 453, 383, 310, 16, HJR 32, HB 716.

CRIMINAL PRACTICE & PROCEDURE – HHR #31 – 12:00 noon –

HB's 1593, 604, 232, 263, 264, 266, 1209, 622, 517, 520, 525, 526, 584, 391, 389, 2376, 109, 241, 1247, 1244, 1614, 1527, 1880, 2080, 2099, 2091, 2157, 1108, 323, 1293, 1961, 587, 275, 1541, 1141, 1142, 4, 1146, 1267, 1266, 27, 32, 476, 477, 548, 1129, 1130, 1374, 1180.

DOMESTIC RELATIONS – HHR #29 – 12:30 p.m. –

HB's 2, 398, 802.

HEALTH CARE FACILITIES – HHR #30 – 12:30 p.m. –

HB's 684, 436, 1737, 1843.

INDUSTRIAL IMPACT – HHR #30 – 10:00 a.m. –

HB's 65, 396, 276, 793, 888, 128, 2329, 1562, 636, 1251, 1517.

K-12 – HHR #16 – 10:00 a.m. –

HB's 92, 393, 1208, 1388, 1493, 1530, 836, 868, 1364, 947, 1371, 376, 292, 375, 679, 885, 59, 60, 122, 552, 948, 1560, 1682, 797, 2094, 842, 694, 883, 208, 209, 299, 553, 1170, 777.

LOCAL GOVERNMENT – HHR #29 – 9:15 a.m. –

HB's 2127, 2057, 1387, 1413, 1558, 2378, 1831, 2073, 1950, 2274, 713, 1156, 2051, 1246, 108, 1356, 1609, 1549, 2365, 1601, 2354, 2355, 2356, 2197.

PARKS & TOURISM – HHR #16 – 12:30 p.m. –

HB's 1308, 2111. Speaker: Susan Whitaker, Commissioner, Dept. of Tourism.

(Subcommittee Calendars cont.)

STATE GOVERNMENT – HHR #29 – 8:30 a.m. –

HB's 38, 204, 395, 813, 1847, 1850, 1951, HJR's 5, 7, HB's 2007, 894, 2088, 2308, 616, 2288, 2256, 40, 224, 1630, 1628, 2349, 670, 2357.

MESSAGE FROM THE GOVERNOR

HJR's 162, 165, 167, 173, 175, 176, 178, 181, 182, 183 – SIGNED 3/17/09.

HOUSE CONVENES AT 4:00 P.M., MONDAY, MARCH 23, 2009